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SER. NO. 09/384692

PATENT  
Docket No. RAL999-0080**CERTIFICATE OF FACSIMILE (37 C.F.R. 1.8(a))***I hereby certify this correspondence is being faxed to Assistant  
Commissioner for Patents, Washington, D.C. 20231 at**Fax No. 703-746-7239, on January 29, 2003.**by Karen Orzechowski**Signature:**Karen Orzechowski***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:	:	January 29, 2003
Brian M. Bass et al	:	
Serial No. 09/384,692	:	IBM Corporation
	:	Dept. 9CCA, Bldg. 002
Filed: 8/27/1999	:	P.O. Box 12195
	:	Res. Tri. Park, NC 27709
For: Network Switch and Components	:	
and Method of Operation	:	Group Art Unit: 2155
	:	Examiner: Khanh Q. Dinh

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE  
PATENTING REJECTION OVER A PRIOR PATENT**

International Business Machines, owner of 100 percent interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of full statutory term defined in 35 USC 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Application No. 09/384,747, US Patent No. 6,404,752. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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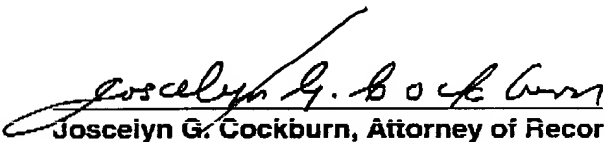
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In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full, statutory term as defined in 35 USC 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its fully statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willfully false statements may jeopardize the validity of the application or any patent issued thereon.

Charge Account 09-1990 the sum of \$110.00. A duplicate of this disclaimer is attached.



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